

***** **UNITED STATES DISTRICT COURT** *****

NORTHERN

DISTRICT OF

NEW YORK

JUDGMENT IN A CIVIL CASE

DOCKET NO 9:08-CV-0150 (LEK)

VERGIL MCBEAN,

Petitioner,

-against-

WARDEN, Superintendent,

Respondent.

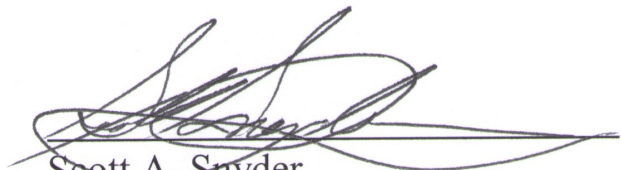
_____ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

_____ **XX DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that in the above entitled action, the case is **DISMISSED** and judgment is entered in favor of the respondent as against the petitioner, in accordance with the **DECISION** and **ORDER** of the Honorable Lawrence E. Kahn, U. S. District Judge, dated December 09, 2008.

DATE: December 09, 2008

LAWRENCE K. BAERMAN
CLERK OF THE COURT


Scott A. Snyder
Courtroom Deputy to the
Honorable Lawrence E. Kahn